

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

IN RE:

FERNANDO EFRAIN MOTTA CEREZO

DEBTOR

CASE NO. 10-03247 (BKT)

CHAPTER 7

**JOINT STIPULATION TO FOR THE SALE & PURCHASE OF NON EXEMPTED
VALUE OF DEBTOR'S MOTOR VEHICLE**

Come now, **NOREEN WISCOVITCH-RENTAS**, Chapter 7 Trustee, hereinafter referred to as "the Trustee" and **FERNANDO EFRAIN MOTTA CEREZO**, hereinafter referred to as "the Debtor" through his undersigned attorney, and very respectfully allege, state and pray as follows:

1. The parties have had the opportunity to meet and reach an agreement, that if approved will allow the debtor to retain his motor vehicle by means of the private purchase of its non exempted value from the Trustee.

2. The parties respectfully represent that the transaction above mentioned will result in proceeds benefiting the unsecured creditors of the instant petition for relief.

UNDERLYING STIPULATED FACTS

3. The Trustee will sell to the Debtor the non-exempt interest in the following personal property:

**Motor vehicle: 2003 Toyota Sequoia, VIN # 5TDBT48A03S141401, 4x4
4WD, 8 Cylinders, License EWW-118, with an actual mileage of 84,507,
White body color and top color, Grey Trims.**

4. Enclosed herein are the following documents and information related to this

as a better offer shall be \$6,850.00 and a deposit of \$3,400.00 will be required from any potential bidder to participate in an auction. In the event that an objection is filed the Court will schedule a hearing.

17. The sale is made "AS IS" and "WHERE IS" and "WITH ALL ITS FAULTS" and limitations in use due to the conditions of the vehicle. The Trustee expressly disclaims all express and implied warranties of merchantability and fitness for a particular purpose. All risk of loss shall pass to the buyer upon adjudication of the sale.

18. All property rights shall vest in the Debtor not more than **fourteen (14) days** after order of the Court approving the sale.

19. Shall the Court not approve the sale, or shall there be an objection to the sale with a better offer than the present one, Debtor shall be entitled to the reimbursement of the deposit with the Trustee.

20. Failure to conclude the sale attributable to the Debtor shall entitle the Trustee to void the sale and the deposit of the full amount offered shall be deemed forfeited to the estate.

LIENS, ENCUMBRANCES AND RECONCILIATION OF PROCEEDS

21. No creditor with a valid and perfected lien against the property subject to this sale has been identified by the Trustee.

22. Trustee's commissions, pursuant to 11 USC § 326 are estimated at the statutory rates, and will be subject to notice and a hearing, and Court approval.

NOTICE IS HEREBY GIVEN that no lien holders or secured creditors have been identified, that may encumber the motor vehicle subject to this sale. Any purported creditor with a valid and enforceable lien over this property shall inform the Trustee within **twenty-one (21)**

Exhibit 1



USED VEHICLE APPRAISAL

VIN 5TDBT48A035141401

Fernando Motta Carro

05-19-10

PO Box 363851 San Juan

405 1800

2003 Toyota

Scquoia 8

Mileage 84507

License EWW-118

Body Color

Top Color

Trim Color

Blanco

Blanco

gris

<input checked="" type="checkbox"/> AIR	<input checked="" type="checkbox"/> L-WAY	<input checked="" type="checkbox"/> WHEEL	<input checked="" type="checkbox"/> WASH	<input checked="" type="checkbox"/> WAX	<input checked="" type="checkbox"/> WAX
<input checked="" type="checkbox"/> ABS	<input checked="" type="checkbox"/> BRAKE	<input checked="" type="checkbox"/> CLUTCH	<input checked="" type="checkbox"/> WIPER	<input checked="" type="checkbox"/> WIPER	<input checked="" type="checkbox"/> WIPER
<input checked="" type="checkbox"/> EXHAUST	<input checked="" type="checkbox"/> STEEL	<input checked="" type="checkbox"/> WAX	<input checked="" type="checkbox"/> WAX	<input checked="" type="checkbox"/> WAX	<input checked="" type="checkbox"/> WAX

Other 4x4 4WD

Condition	Cost	Condition	Cost
Top	✓	Exhaust	✓
Hood	✓	Engine	✓
Front	✓	Trunk & Tools	✓
Doors	✓	Tire Cost	✓
Deck lid	✓	Exhaust Cost	500.00
Paint	✓	Braking & Alignment	✓
Stamps	500.00	Wash (Wax)	✓
Wash	✓	Wax	✓

Motor Check engine / cuadrado de la caja
Trans OK / el label no es visible
Brakes Regular / cuadrado de la caja
Oil OK / fusos chiroco

GRADE - S A R W

Total Reconditioning Estimate

APPROVAL

CAL SWAN

APPROVAL

LESS: GLEESON
NO. 6.421

DISPOSAL

NET APPRAISAL

\$5,500.00

Exhibit 2



SEARCH

Welcome Back | Sign In | Create Account | My KBB ZIP Code: 00935



2010 Jeep Wrangler
2010 Honda CR-V

2010 Chevrolet Tahoe 2011 Honda Pilot
 2010 Toyota Highlander 2011 Ford Escape
 2011 Jeep Grand Cherokee 2010 Ford Explorer
 Check out New Vehicles From Toyota

Vehicle Highlights

Mileage: 84,507
 Engine: V8, 4.7 Liter
 Transmission: Automatic
 Drivetrain: 4WD

Selected Equipment

Standard

Traction Control
 Air Conditioning
 Power Steering
 Power Windows

Power Door Locks
 Tilt Wheel
 Cruise Control
 AM/FM Stereo

Change Equipment

Cassette
 CD (Single Disc)
 Dual Air Bags
 ABS (4-Wheel)

Blue Book Trade-In Value

Kelley Blue Book Trade-In Value is the amount consumers can expect to receive from a dealer for a trade-in vehicle, assuming an accurate appraisal of the vehicle's condition, mileage and features. This value will likely be less than the Private Party Value because the reselling dealer incurs the cost of safety inspections, reconditioning and other costs of doing business.

Vehicle Condition Ratings

Check Vehicle Title History

Excellent

\$10,100

- Looks new, is in excellent mechanical condition and needs no reconditioning.
- Never had any paint or body work and is free of rust.
- Clean title history and will pass a smog and safety inspection.
- Engine compartment is clean, with no fluid leaks and is free of any wear or visible defects.
- Complete and verifiable service records.

Less than 5% of all used vehicles fall into this category.

Good

\$9,450

- Free of any major defects.
- Clean title history, the paint, body, and interior have only minor (if any) blemishes, and there are no major mechanical problems.
- Little or no rust on this vehicle.
- Tires match and have substantial tread wear left.
- A "good" vehicle will need some reconditioning to be sold at retail.

Most consumer owned vehicles fall into this category.

Fair

\$8,300

- Some mechanical or cosmetic defects and needs servicing but is still in reasonable running condition.
- Clean title history, the paint, body and/or interior need work performed by a professional.
- Tires may need to be replaced.
- There may be some repairable rust damage.

Poor

N/A

- Severe mechanical and/or cosmetic defects and is in poor running condition.
- May have problems that cannot be readily fixed such as a damaged

- frame or a rusted-through body.
- Branded title (salvage, flood, etc.) or unsubstantiated mileage.

Kelley Blue Book does not attempt to report a value on a "poor" vehicle because the value of these vehicles varies greatly. A vehicle in poor condition may require an independent appraisal to determine its value.

* Puerto Rico 6/25/2010

Accurate Condition Appraisal

Change Condition

Accurately appraising the condition of a vehicle is an important aspect in determining its Blue Book value. Taking our 16 question condition quiz will ensure you know the correct condition rating.

NEXT STEP: Price New Cars

© 2010 Kelley Blue Book Co., Inc. All rights reserved. 6/25/2010-7/1/2010 Edition. The specific information required to determine the value for this particular vehicle was supplied by the person generating this report. Vehicle valuations are opinions and may vary from vehicle to vehicle. Actual valuations will vary based upon market conditions, specifications, vehicle condition or other particular circumstances pertinent to this particular vehicle or the transaction or the parties to the transaction. This report is intended for the individual use of the person generating this report only and shall not be sold or transmitted to another party. Kelley Blue Book assumes no responsibility for errors or omissions. (v.10070)

On KBB.com Home New Cars Certified Pre-Owned Used Cars Research Reviews & News Dealers Cars For Sale Loans & Insurance KBB® Green KBB® Mobile Motorcycles

Featuring New York Auto Show New Cars For Sale Used Cars For Sale New Car Prices 5 Great Car Deals Car Reviews Car Videos Auto Shows

About KBB About Us Contact Us Careers FAQ Media Advertising Linking Privacy Site Map Copyright & Trademarks Terms of Service

© 1995-2010 Kelley Blue Book Co., Inc. Business Inquiries



Exhibit 3

ESTADO LIBRE ASOCIADO DE PUERTO RICO

DEPARTAMENTO DE TRANSPORTACION Y OBRAS PUBLICAS

DIRECTORIA DE SERVICIOS AL CONDUCTOR

CERTIFICADO DE TITULO

05jun2009 11:25:50

0387-0842-4959-000000000

NUMERO DE TITULO	FECHA EXPEDICION	NUMERO DE REGISTRO	FECHA REGISTRO
A 3263062	12sep2003	6208139	12dic2002

NUMERO DE SERIE (VIN)	MARCA	MODELO	AÑO	NUM. CILINDROS
5TDBT48A03S141401	toyota sequoia		2003	08

CAP CARGA	PESO	NUEVO USADO	TITULO ANTERIOR	ESTADO	ODOMETRO	COLOR
0#	0#	Nuevo	CertOrig	JP	10	blanco

NOMBRE Y DIRECCION DEL DUEÑO REGISTRAL:

Nombre: MOTTA CEREZO, FERNANDO E.

Resid: VILLA CAPARRA
11 FLAMBOYAN
GUAYNABO PR 00966ESTE ES SU
TITULO DE PROPIEDAD.
CONSERVELO EN
SITIO SEGURO.Postal: PO BOX 363851
SAN JUAN PR 00936-3851

GRAVAMENES

PRIMER GRAVAMEN (VENTA CONDICIONAL)

FECHA
DIA-MES-AÑO

SEGUNDO GRAVAMEN (OTROS)

CANCELACION GRAVAMEN

EL (LOS) ABAJO FIRMANTE (S) TENEDOR (ES) DEL GRAVAMEN SOBRE EL VEHICULO DE MOTOR DESCRITO
ARRIBA CERTIFICAMOS QUE EL MISMO HA SIDO PAGADO (SI MAS DE UN GRAVAMEN DEBERAN APARECER DOS
(2) FIRMAS)

PRIMER

GRAVAMEN

FECHA

FIRMA AUTORIZADA

SEGUNDO
GRAVAMEN

FECHA

FIRMA AUTORIZADA

NUMERO CONTROL

SECRETARIO DTOP
O REPRESENTANTE AUTORIZADO

A- 8739359

NO ES VALIDO SI ALTERADO

Exhibit 4



ESTADO LIBRE ASOCIADO DE PUERTO RICO
DEPARTAMENTO DE TRANSPORTACION Y OBRAS PUBLICAS
DIRECTORIO DE SERVICIOS AL CONDUCTOR

4-21528354

PERMISO PARA VEHICULOS DE MOTOR O ARRASTRES

Relación de Multas Administrativas

La siguiente relación incluye los boletos de multas administrativas que se han expedido contra el dueño del vehículo. Estas multas deberán ser pagadas al momento de renovar esta licencia.

Boleto	Pago	Concepto	Monto	Por Pagar
		Multas	\$0.00	
		Derechos Anuales	\$50.00	
		ACRA	\$25.00	
		Seguro Oblig	\$99.00	
		Duplicado		
		Derechos Pagados	\$174.00	

REQUIERE INSPECCION VEHI. DE
MAS DE DOS AÑOS FABRICADO

ORIGINAL - DUEÑO

2003 toyota sequoia blanco
automovil (privado) auto privado
Descripción y Clasificación de Vehículo

6208139 12dic2002 EWW118==== 3363062
Registración Fecha Registro Tabilla Título

2003 toyota sqd bla *4 *8 *240
Año Marca Modelo Color Puertas Cilla Cab Fuerza

STD8T48A03S141401 Artículo 15.02=
VIN (Número de Serie) Peso Desc Capacidad Carga

===== \$43,150
Dealer Venta Condicional Precio Contrib

jun 2009 a dic 2005 13364385 31dic2005
Vigencia Marbete Expiración

MOTTA CEREZO, FERNANDO E.
PO BOX 363851
SAN JUAN PR 00936-3851

Dueño del Vehículo y Dirección Postal

VILLA CAPARRA
11 FLAMBOYAN

GUAYNABO PR 00966

Dirección Residencial, solo si es diferente a Postal

P. VENTA \$54,442 *432912

20030605-11255185-387-842-4559-00000000
Licencia Estación de Inspección



Derechos Pagados
Certificado Correcto

CM-60